

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CASE NUMBER 1:20CV66**

CARYN DEVINS STRICKLAND, )  
Plaintiff, )  
v. )  
UNITED STATES OF AMERICA, et al., )  
Defendants. )

**REVISED DISCOVERY SCHEDULE**

Pursuant to Federal Rules of Civil Procedure 16 and 26(f), and the Court's May 11, 2020 Order, the parties conferred on May 20, 2020 and submitted a joint statement and proposed case management schedule on May 25, 2020. ECF No. 34. During a status conference on July 14, 2022, the Court instructed the parties to conduct a second initial attorneys' conference and submit a revised case management schedule. The parties did so and submitted a revised case management schedule on August 15, 2022. ECF No. 132. The Court has not yet entered a case management order in this matter, and the parties now wish to revise their proposed schedule to provide additional time to conduct discovery. The parties' agreement to this revised discovery schedule does not affect any of the case deadlines previously entered by the Court, including the dispositive motions deadline (June 1, 2023) or the trial date (September 2023).

The parties' revised discovery schedule is as follows:

**I. Schedule for Remaining Discovery and Dispositive Motions<sup>1</sup>**

- a. *Completion of all non-expert discovery. May 1, 2023.*<sup>2</sup>

---

<sup>1</sup> The parties have already exchanged initial disclosures.

<sup>2</sup> The parties previously proposed that non-expert discovery be completed by March 1, 2023. ECF No. 132 at 6.

- b. *Dispositive motions pursuant to Fed. R. Civ. P. 56.* **June 1, 2023** (set by the Court in its July 14, 2022 Minute Order).
- c. *Expert Disclosures.* If expert testimony is required, the parties will exchange expert information pursuant to the default schedule in Fed. R. Civ. P. 26(a)(2)(D).<sup>3</sup>

## **CONCLUSION**

The parties respectfully request that the Court enter a case management order reflecting the parties' agreed-upon revised discovery schedule, as outlined herein.

Dated: February 22, 2023

Respectfully submitted,

/s/ Jeannie Suk Gersen  
JEANNIE SUK GERSEN  
Hauser Hall 510  
1563 Massachusetts Ave.  
Cambridge, MA 02138  
Tel: (617) 496-5487  
E-mail: jsuk73@gmail.com

OLIVIA WARREN  
N.C. Bar No. 54525  
Thomas, Ferguson & Beskind, LLP  
119 East Main Street  
Durham, North Carolina 27701  
Tel: (919) 682-5648  
E-mail: warren@tfblawyers.com

PHILIP ANDONIAN  
D.C. Bar No. 490792  
CALEB ANDONIAN PLLC  
1100 H Street., N.W., Ste. 315  
Washington, D.C. 20005

BRIAN BOYNTON  
Principal Deputy Assistant Attorney General  
  
CARLOTTA P. WELLS  
Assistant Branch Director

/s/ Rachael L. Westmoreland  
JOSHUA M. KOLSKY  
RACHAEL L. WESTMORELAND (GA Bar  
No. 539498)  
MADELINE M. McMAHON  
Trial Attorneys  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, DC 20005  
Tel: (202) 514-1280  
E-mail: rachael.westmoreland@usdoj.gov

*Counsel for Defendants*

---

<sup>3</sup> The parties previously proposed that Plaintiff's experts be designated, and information required by Fed. R. Civ. P. 26(a)(2) be provided by March 1, 2023; that Defendant's experts be designated, and information required by Fed. R. Civ. P. 26(a)(2) be provided by April 17, 2023. ECF No. 132. The parties also previously proposed that all experts be deposed by May 25, 2023. *Id.*

Tel: (202) 953-9850  
E-mail: phil@calebandonian.com

COOPER STRICKLAND  
P.O. Box 92  
Lynn, NC 28750  
Tel. (828) 817-3703  
E-mail: cooper.strickland@gmail.com

*Counsel for Plaintiff*